



### Patent Application Declaration

I HEREBY DECLARE THAT:

My residence, post office address, and citizenship are as stated next to my name in PART A on page 2 hereof.

I believe I am the original, first, and sole inventor (if only one name is listed) or an original, first and joint inventor (if plural names are listed) of the subject matter which is claimed and for which a patent is sought on the invention entitled

## Plasmon Resonant Particles, Methods and Apparatus

the specification of which:

- ☐ is attached hereto.
- was filed on 02/20/98 as Attorney Docket No. 2003-0001.30.
- was filed on 02/20/98 as Application Serial No. 09/027,048 and was amended on \_\_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the aboveidentified specification, including the claims, as amended by any amendment referred to above.

acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, [§1.56(a).

hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed in PART on page 2 hereof and have also identified in PART B on page 2 hereof any foreign application for patent or inventor's certificate having a filing date before that the application of which priority is claimed.

hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed in PART C on page 3 hereof and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United states application in the manner provided by the first paragraph of Title 35, United tates Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Please direct all telephone calls to Peter J. Dehlinger at (650) 324-0880. Address all correspondence to:

Peter J. Dehlinger Dehlinger & Associates, LLP P.O. Box 60850 Palo Alto, CA 94306



See Page 1 to which this is attached and from which this Page 2/continues.

#### Patent Application Declaration

# PART A: <u>INVENTOR INFORMATION AND SIGNATURE</u> Full name of SOLE or FIRST inventor Sheldon Schultz Citizenship <u>U.S.A.</u> Post Office Address 8415 Sugarman Drive La Jolla, California Residence (if different) \(\cap\$ Inventor's Signature: Full name of SECOND joint inventor, if any David A. Schultz Citizenship **U.S.A.** Post Office Address 8415 Sugarman Drive La Jolla, California 92037 Residence (if different) Second Inventor's Signature: Date: ij Full name of THIRD joint inventor, if any David R. Smith Litizenship <u>U.S.A.</u> Post Office Address P.O. Box 948532 La Jolla, California 92037 Residence (if different) Third Inventor's Signature: Daid IL L' Full name of FOURTH joint inventor, if any Jack J. Mock 🗓 tizenship <u>U.S.A.</u> Post Office Address 2041 Del Mar Heights Road Del Mar, California Residence (if different) Fourth Inventor's Signature: Full name of FIFTH joint inventor, if any Thomas J. Silva Citizenship <u>U.S.A.</u> Post Office Address 34106 Gap Road Golden, Colorado 80403 Residence (if different) \_\_\_ Fifth Inventor's Signature:



PART B: Serial No.	Pater PRIOR FOREIGN APPLI Country	CALLON	Olication (s) //Month/Year				,	2001-0001.3 Page 3 of
PART C: Serial No. 60/038,677	CLAIM FOR BENEFIT OF Filing Date 02/20/97					iority Yes	_	eđ
		FILING	G DATE OF E	EARLIER	E U.S. Ana	Yes		No No
		Stati	us: Patented Patented	<b>X</b>		LICATIO	N(S)	
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